

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

Priciliano MARTINEZ-Trejo,

Defendant.

) Mag. Case No.

'08 MJ 8154

) COMPLAINT FOR VIOLATION OF:

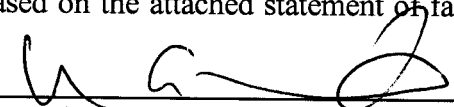
) Title 8, U.S.C., Section 1326

) Deported Alien Found In the United States

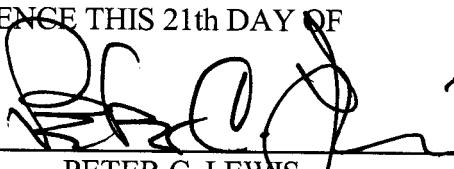
The undersigned complainant, being duly sworn, states:

On or about February 19, 2008, within the Southern District of California, defendant Priciliano MARTINEZ-Trejo, an alien, who previously had been excluded, deported, and removed from the United States to Mexico was found in the United States, without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States code, section 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8, United States Code, Section 1326.

And the complainant states that this complaint is based on the attached statement of facts, which is incorporated herein by reference.

  
MARCO A. MIRANDA  
Senior Patrol Agent

SWORN TO BEFORE AND SUBSCRIBED IN MY PRESENCE THIS 21th DAY OF  
FEBRUARY 2008.

  
PETER C. LEWIS  
United States Magistrate Judge

1 UNITED STATES OF AMERICA

2 v.

3 Priciliano MARTINEZ-Trejo

4 STATEMENT OF FACTS

5 The complainant states that this complaint is based upon the statements of the  
6 apprehending Border Patrol Agent, D. Santana, that the Defendant was found and arrested on  
7 February 19, 2008 west of Calexico, California.

8 BPA Santana was performing his assigned Border Patrol duties approximately 9 miles  
9 west of Calexico, California and encountered an illegal alien later identified as Priciliano  
10 MARTINEZ-Trejo. BPA Santana identified himself as a Border Patrol Agent and questioned  
11 MARTINEZ as to his immigration status to be in the United States. MARTINEZ stated that he  
12 was a citizen of Mexico and illegally in the United States. MARTINEZ was placed under arrest.

13 Record checks revealed that an Immigration Judge ordered MARTINEZ deported to  
14 Mexico from the United States on December 21, 2001. Record checks also revealed that  
15 MARTINEZ is currently on supervised release.

16 There is no evidence MARTINEZ has sought or received permission from the Attorney  
17 General or the Secretary of the Department of Homeland Security to re-enter the United States.